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Attorneys for Plaintiffs Carmen Otero
and Abbey Lerman

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CARMEN OTERO and ABBEY
LERMAN, as individuals, and on
behalf of other members of the
general public similarly situated,

Plaintiffs,

v.

ZELTIQ AESTHETICS, INC., a
Delaware corporation; and DOES 1-
10, inclusive,

Defendants.

Case No.: 2:17-cv-3994 DMG (MRWx)

Hon. Dolly M. Gee

**NOTICE OF VOLUNTARY
DISMISSAL PURSUANT TO
F.R.C.P. 41(A)(1)**

1 **PLEASE TAKE NOTICE** that Plaintiffs Carmen Otero and Abbey
2 Lerman (“Plaintiffs”), pursuant to Federal Rule of Civil Procedure 41(a)(1),
3 hereby voluntarily dismiss all claims in this action without prejudice as to
4 Defendant Zeltiq Aesthetics, Inc. (“Defendant”).

5 Defendant has neither answered Plaintiff’s Complaint, nor filed a motion
6 for summary judgment. Accordingly, this matter may be dismissed without
7 prejudice and without an Order of the Court under Federal Rule of Civil
8 Procedure 41(a)(1)(A)(i). Notice to the class is not necessary under Federal Rule
9 of Civil Procedure 23(e) because the Court has not certified a class in this case.

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11 Dated: September 4, 2018

Capstone Law APC

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13 By: /s/ Jordan Lurie

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16 Attorneys for Plaintiffs Carmen Otero
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